IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.41369 of 2008
MUSA CHOUDHARY
Versus
STATE OF BIHAR
----

2. **14.11.2008** Heard Sri Chhotelal Mishra, Advocate for the petitioner and the learned A.P.P. for the State.

The case is under Section 302 IPC and the allegation is that all accused persons came to the *Darwaja* of the informant and accused Raj Kumar Choudhary fired a shot hitting the son of the informant in his head as a result of which he died. There is admitted enmity between the parties. The learned counsel for the informant has resisted the prayer on the ground that there was previous conviction against the petitioner but, has not produced any document in support thereof and the argument is controverted by the learned counsel for the petitioner.

Regard being had to the fact that the petitioner is only the member of the mob and the assailant of the deceased namely, Raj Kumar Choudhary, let the above named petitioner be released from custody on furnishing bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of F.T.C.NO.4, Rohtas at Sasaram in S.Tr.No.481 of 2008(Kochas P.S.Case No.56 of 2008.

(Dharnidhar Jha, J.)

B.Kr.

WEB COPY NOT OFFICIAL